



Print Form

FOR CLERK USE ONLY

City Council

Item No. 4

**CITY COUNCIL AGENDA
FACT SHEET**

City Attorney

Department

March 2, 2010

Requested Date

1. Request:

Council Approval

☒

Information Only/
Presentation

☐

Other (specify)

☐

Hearing

☐

2. Requested Action:

Adoption of ordinances to submit half cent sales tax ballot measure for the June 2010 general municipal election.

3. Fiscal Impact:

Revenue:

Increase

☐

Source:

Decrease

☐

Amount:

\$

Cost:

Increase

☐

Source:

N/A

Decrease

☐

Amount:

\$

Does Not Apply ☒

4. Reviewed By:

Finance Dept. on

By:

Comments:

City Attorney on

Feb 22, 2010

By:

Comments:

Note: Back up must be submitted along with this form. Deadline is 5:00 p.m., 2 Fridays before the scheduled meeting date.

CLERK USE ONLY:

CITY COUNCIL DATE:

Action

☐

Filing

☐

Consent

☐

Presentation

☐

Hearing

☐

Other(specify)

☐

Reviewed by: City Clerk

Date

City Manager

Date

ORDINANCE NO. 1110

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
CALEXICO ORDERING THE SUBMISSION OF A MEASURE TO
IMPLEMENT A TRANSACTIONS AND USE TAX (A SALES TAX)
IN THE AMOUNT OF 0.50 PERCENT TO THE QUALIFIED
VOTERS OF THE CITY AT THE GENERAL MUNICIPAL
ELECTION TO BE HELD ON JUNE 8, 2010**

WHEREAS, section 7285.9 of the California Revenue and Taxation Code authorizes cities to levy a transactions and use tax ("sales tax" or "sales and use tax") at a rate of 0.25 percent (or any multiple thereof) to be expended for general purposes, which transactions and use tax is subject to the approval by a two-thirds vote of all the members of the City Council and by a majority vote of the qualified voters of the City voting in an election on the issue; and

WHEREAS, the City Council desires to submit a ballot measure on a transactions and use tax to the qualified voters of the City of Calexico at a General Municipal Election to be held on June 8, 2010.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Calexico as follows:

Section 1. At the election to be held on June 8, 2010, there shall be submitted to the qualified voters the following measure to approve Ordinance No. 1110 (attached as Exhibit "A") levying a transactions and use tax for general purposes:

Shall the ordinance to prevent further cuts and preserve funding for general city services, including fire protection and paramedics; police protection and crime prevention; street repair and maintenance; and avoiding closure of recreation programs, parks and libraries, by enacting a half cent sales tax, a general tax, for twenty years be adopted?	Yes	
	No	

Section 2. The measure shall be submitted to the voters of City of Calexico as required by Section 53720 *et seq.* of the California Government Code, approved by the voters of California in 1986 as Proposition 62; as required by Article XIII C of the California Constitution,

approved by the voters of California in 1996 as Proposition 218; and as required by Section 7285.9 of the California Revenue and Taxation Code.

Section 3. The proposed transactions and use tax, a general tax, shall be imposed at the rate of .50% for twenty (20) years and shall then terminate, unless the City Council determines prior to that date that the levy and collection of the tax is no longer necessary, in which case the City Council has the authority to reduce the rate of tax or to terminate the imposition of the tax.

Section 4. That the City is not requesting the Registrar to print the entire text of the Ordinance in the Voter Information Packet.

Section 5. If the tax is approved by the voters, the proceeds of the tax shall be deposited into the general fund to provide for general governmental services which include police protection, fire safety, paramedics, libraries, recreation, street repair and other essential city services.

Section 6. There is hereby established a 2010 General Tax Citizen Oversight Advisory Committee, the composition of which will be determined in the following manner: each member of the City Council will appoint one member to the Committee for a term to correspond with the appointing councilmember's term of office. The Committee will oversee, recommend and report to the City Council on the expenditure of the proceeds of the tax created by this ordinance.

Section 7. This ordinance shall take effect immediately as an ordinance relating to an election, pursuant to California Government Code section 36937 (a).

PASSED AND ADOPTED by the City Council of the City of Calexico, State of California, on March 2, 2010, by the following vote:

AYES:

NOES:

ABSENT:

David B. Ouzan, Mayor

ATTEST:

Lourdes Cordova, City Clerk

APPROVED AS TO FORM:

Jennifer M. Lyon, City Attorney